

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|                              |   |                           |
|------------------------------|---|---------------------------|
| In re Patent Application of: | ) | Group Art Unit: 2812      |
| Shunpei YAMAZAKI et al.      | ) | Examiner: Alexander Ghyka |
| Serial No. 09/986,743        | ) |                           |
| Filed: November 9, 2001      | ) |                           |
| For: LASER APPARATUS, LASER  | ) |                           |
| ANNEALING METHOD, AND        | ) |                           |
| MANUFACTURING METHOD OF A    | ) |                           |
| SEMICONDUCTOR DEVICE         | ) |                           |

**PETITION TO WITHDRAW FROM ISSUE**

**RECEIVED**

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**OFFICE OF PETITIONS**

Honorable Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby petitions that the subject application be withdrawn from issue to permit consideration of an Information Disclosure Statement under 37 CFR 1.97 (submitted herewith) and a Request for Continued Examination (RCE) (also submitted herewith).

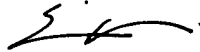
Also submitted herewith is the requisite fee of \$130.00 set forth in 37 CFR 1.17(i).

In view of the foregoing, it is urged that this petition is in order and, accordingly, a prompt grant thereof is requested.

The Commissioner is hereby authorized to charge any fees which may be further required in this application, except the issue fee, or credit any overpayment to Deposit

Account No. 50-2280, under the above order number. A duplicate of this sheet is attached.

Respectfully submitted,



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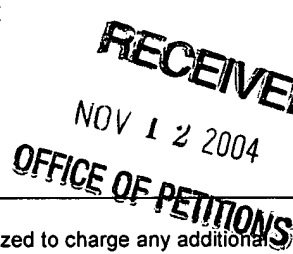
Eric J. Robinson  
Reg. No. 38,285  
Robinson Intellectual Property Law Office, P.C.  
PMB 955  
21010 Southbank Street  
Potomac Falls, Virginia 20165  
(571) 434-6789

# TRANSMITTAL FORM

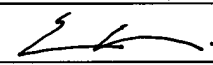
(to be used for all correspondence after initial filing)

|   |                             |  |
|---|-----------------------------|--|
| <b>TRANSMITTAL<br/>FORM</b>                     | <b>Application Number</b>   | 09/986,743                                 |
|   | <b>Filing Date</b>          | November 9, 2001                           |
|   | <b>First Named Inventor</b> | Shunpei YAMAZAKI et al.                    |
|   | <b>Group Art Unit</b>       | 2812                                       |
|   | <b>Examiner Name</b>        | Alexander Ghyka                            |
| <b>Total Number of Pages in This Submission</b> |                             | <b>Attorney Docket Number</b><br>0756-2378 |

**ENCLOSURES (check all that apply)**

|  |   |  |
|--|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input checked="" type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment / Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input checked="" type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application)<br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Declaration and Power of Attorney<br><input type="checkbox"/> Licensing-related Papers<br><input checked="" type="checkbox"/> Petition to Withdraw From Issue<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosures<br>1. RCE<br>2.<br>3.<br>4.<br>5.<br>6. |
| <b>Remarks</b> <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 50-2280 for the above identified docket number.  |   |    |

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

|                               |  |
|-------------------------------|--|
| Firm<br>or<br>Individual name | Eric J. Robinson, Reg. No. 38,285<br>Robinson Intellectual Property Law Office, P.C.<br>PMB 955<br>21010 Southbank Street<br>Potomac Falls, VA 20165 |
| Signature                     |   |
| Date                          | November 12, 2004  |

**CERTIFICATE OF MAILING**

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| Type or printed name  |  |      |  |
| Signature   |  | Date |  |

**Burden Hour Statement:** This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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**FEE TRANSMITTAL  
FOR FY 2005**

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant Claims small entity status. See 37 CFR 1.27.**TOTAL AMOUNT OF PAYMENT** (\$ 920.00)**Complete if Known**

|                      |                         |
|----------------------|-------------------------|
| Application Number   | 09/986,743              |
| Filing Date          | November 9, 2001        |
| First Named Inventor | Shunpei YAMAZAKI et al. |
| Examiner Name        | Alexander Ghyka         |
| Group Art Unit       | 2812                    |
| Attorney Docket No.  | 0756-2378               |

**METHOD OF PAYMENT**

- 1.
- ☐
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

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Number

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Deposit  
Account  
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Law Office

- ☒
- Charge Any Additional Fee Required
- 
- Under 37 CFR 1.16 and 1.17 and
- 
- credit overpayments

- ☐
- Applicant claims small entity status.
- 
- See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:**

- ☒
- Check
- ☐
- Credit Card
- ☐
- Money
- 
- Order
- ☐
- Other

**FEE CALCULATION****1. BASIC FILING FEE**

| Large Entity<br>Fee Code | Fee (\$) | Small Entity<br>Fee Code | Fee (\$) | Fee Description        | Fee Paid |
|--------------------------|----------|--------------------------|----------|------------------------|----------|
| 1001                     | 790      | 2001                     | 395      | Utility filing fee     |          |
| 1002                     | 350      | 2002                     | 175      | Design filing fee      |          |
| 1003                     | 550      | 2003                     | 275      | Plant filing fee       |          |
| 1004                     | 790      | 2004                     | 395      | Reissue filing fee     |          |
| 1005                     | 160      | 2005                     | 80       | Provisional filing fee |          |

**SUBTOTAL (1)** (\$ )**2. EXTRA CLAIM FEES**

| Total Claims              | Extra Claims | Fee from below | Fee Paid |
|---------------------------|--------------|----------------|----------|
| -20** =                   | X            | \$18           |          |
| Independent Claims -3** = | X            | \$88           |          |
| Multiple Dependent        |              |                |          |

| Large Entity<br>Fee Code | Fee (\$) | Small Entity<br>Fee Code | Fee (\$) | Fee Description  | Fee Paid |
|--------------------------|----------|--------------------------|----------|--|----------|
| 1202                     | 18       | 2202                     | 9        | Claims in excess of 20                                     |          |
| 1201                     | 88       | 2201                     | 44       | Independent claims in excess of 3                          |          |
| 1203                     | 300      | 2203                     | 150      | Multiple dependent claim, if not paid                      |          |
| 1204                     | 88       | 2204                     | 44       | ** Reissue independent claims over original patent         |          |
| 1205                     | 18       | 2205                     | 9        | ** Reissue claims in excess of 20 and over original patent |          |

**SUBTOTAL (2)** (\$ )

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

| Fee Code                  | Large Entity<br>Fee (\$) | Small Entity<br>Fee Code | Small Entity<br>Fee (\$) | Fee Description  | Fee Paid |
|---------------------------|--------------------------|--------------------------|--------------------------|--|----------|
| 1051                      | 130                      | 2051                     | 65                       | Surcharge - late filing fee or oath  |          |
| 1052                      | 50                       | 2052                     | 25                       | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053                      | 130                      | 1053                     | 130                      | Non-English specification  |          |
| 1812                      | 2,520                    | 1812                     | 2,520                    | For filing a request for <i>ex parte</i> reexamination                     |          |
| 1804                      | 920*                     | 1804                     | 920*                     | Requesting publication of SIR prior to Examiner action                     |          |
| 1805                      | 1,840*                   | 1805                     | 1,840*                   | Requesting publication of SIR after Examiner action                        |          |
| 1251                      | 110                      | 2251                     | 55                       | Extension for reply within first month                                     |          |
| 1252                      | 430                      | 2252                     | 215                      | Extension for reply within second month                                    |          |
| 1253                      | 980                      | 2253                     | 490                      | Extension for reply within third month                                     |          |
| 1254                      | 1,530                    | 2254                     | 765                      | Extension for reply within fourth month                                    |          |
| 1255                      | 2,080                    | 2255                     | 1040                     | Extension for reply within fifth month                                     |          |
| 1401                      | 340                      | 2401                     | 170                      | Notice of Appeal   |          |
| 1402                      | 340                      | 2402                     | 170                      | Filing a brief in support of an appeal                                     |          |
| 1403                      | 300                      | 2403                     | 150                      | Request for oral hearing   |          |
| 1451                      | 1,510                    | 1451                     | 1,510                    | Petition to institute a public use proceeding                              |          |
| 1452                      | 110                      | 2452                     | 55                       | Petition to revive - unavoidable   |          |
| 1453                      | 1,370                    | 2453                     | 685                      | Petition to revive - unintentional   |          |
| 1501                      | 1,370                    | 2501                     | 685                      | Utility issue fee (or reissue)   |          |
| 1502                      | 490                      | 2502                     | 245                      | Design issue fee   |          |
| 1503                      | 660                      | 2503                     | 330                      | Plant issue fee  |          |
| 1460                      | 130                      | 1460                     | 130                      | Petitions to the Commissioner  | \$130    |
| 1807                      | 50                       | 1807                     | 50                       | Processing fee under 37 CR 1.17(q)   |          |
| 1806                      | 180                      | 1806                     | 180                      | Submission of Information Disclosure Stmt                                  |          |
| 8021                      | 40                       | 8021                     | 40                       | Recording each patent assignment per property (times number of properties) |          |
| 1809                      | 790                      | 2809                     | 395                      | Filing a submission after final rejection (37 CFR § 1.129(a))              |          |
| 1810                      | 790                      | 2810                     | 395                      | For each additional invention to be examined (37 CFR § 1.29(b))            |          |
| 1801                      | 790                      | 2801                     | 395                      | Request for Continued Examination (RCE)                                    | \$790    |
| 1802                      | 900                      | 1802                     | 900                      | Request for expedited examination of a design application                  |          |
| Other fee (specify) _____ |                          |                          |                          |  |          |


\* Reduced by Basic Filing Fee Paid

**SUBTOTAL (3)** (\$ 920.00)**CERTIFICATE OF MAILING**

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**SUBMITTED BY**

Name (Print/Type) Eric J. Robinson

Signature Registration No. 38,285  
(Attorney/Agent)**Complete (if applicable)**

Telephone (571) 434-6789

Date November 12, 2004

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FOR FY 2005**

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**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

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**SUBTOTAL (3)** (\$ 920.00)**CERTIFICATE OF MAILING**

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**SUBMITTED BY**

Name (Print/Type) Eric J. Robinson

Signature

Registration No. 38,285  
(Attorney/Agent)**Complete (if applicable)**

Telephone (571) 434-6789

Date November 12, 2004